

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD  
ON WEDNESDAY, MARCH 10, 2021 AT 5:30 P.M. VIA GOOGLE MEET.**

**MAYOR:** Louie A. Trujillo ***Absent***

**COUNCILORS:** David G. Romero  
Elaine Rodriquez  
Michael L. Montoya  
David A. Ulibarri, Jr.

**ALSO PRESENT:** William Taylor, City Manager  
Danielle Sena, Recorder  
Scott Aaron, City Attorney  
Adrian Crespín, Chief of Police

**CALL TO ORDER**

Mayor Pro Tem called the meeting to order at 5:35 pm.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Councilor Ulibarri Jr., asked for a moment of silence for all the residents and hoped the covid pandemic would be over soon and asked to keep those who are sick in prayer.

**APPROVAL OF AGENDA**

Councilor Montoya made a motion to approve the agenda as presented. Councilor Ulibarri jr., seconded the motion. All were in favor.

Mayor Pro Tem advised the motion carried.

### **PUBLIC INPUT**

No public input.

### **MAYOR'S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS**

Mayor Pro Tem advised the following appointments were brought back for approval due to an error that did not meet the OMA requirement during the February 17th meeting.

- Film Commission
- Museum Board
- Parks and Recreation Advisory Committee

City Attorney Scott Aaron gave a brief statement regarding some concerns from the public on the appointments not being posted on the website during the last council meeting.

Councilor Montoya asked when the ETZ and two other committees would be going to council for approval and also advised City Clerk Fresquez scheduled a virtual meeting with the Attorney General's Office to go over the Open Meetings Act for all Boards, Committees and Commissions regarding the process of advertising for meetings.

Discussion took place regarding if Mayor's Appointments would stay where they are on the agenda or be placed under the business items based on the Council's decision to change the template of the agenda.

Councilor Montoya made a motion to approve the appointments of the Film Commission, Museum Board and Parks and Recreation Advisory Committee. Councilor Ulibarri jr., seconded the motion. All were in favor.

Mayor Pro Tem advised the motion carried.

Mayor Pro Tem recognized the Sonchar family, owners of BTU and Deputy Clerk Sena read the recognition for the Sonchar family.

Councilor Montoya thanked the Sonchar family for staying in Las Vegas for many years and their loyalty, honesty and integrity towards the community.

Wayne Sonchar was thankful for the recognition and the support of the City.

Councilor Romero thanked the Sonchar family for all they have done for the community.

### **COUNCILOR'S REPORTS**

Councilor Montoya mentioned City Manager Taylor, Councilor Romero and himself met with Governor Michelle Lujan Grisham in support of the Rodriguez Complex along with letters of support for funding.

Councilor Rodriguez advised on citizens concerns regarding being overcharged and customer service at the Utilities department. Councilor Rodriguez advised citizens recommended an external audit and having customer recordings between the City and the customer.

City Manager Taylor advised they are looking into what the phone system could do regarding customer recordings and also advised the City is audited every year including the Utilities department. City Manager Taylor stated they don't get many overcharged cases but when they do they look into it.

Councilor Romero advised he is very concerned when he gets a cluster of calls all at once regarding the same issues. Councilor Romero recognized Danny Gurule and his staff in the Public Works department for all they are doing.

Discussion took place regarding the breakdown of communication between the City and businesses during the time filming is going on in the City.

Councilor Montoya mentioned the Mayor's clean up days being every 1st Saturday of the month and thanked everyone that showed up to help.



## **POLICE CHIEF'S REPORT**

Police Chief Adrian Crespin gave a report regarding the statistics in February for calls of service, traffic citations, arrests, business checks, business contacts, traffic stops and burglary reports for all four wards. Police Chief Crespin advised they received their MILO system and mobile data terminal computer mounts for police vehicles.

Discussion took place regarding how the monthly reports have made a difference regarding residence complaints and how appreciative residents are of the information that is being provided.

Councilor Ulibarri Jr., thanked Police Chief Crespin for all he's done and asked if the cameras would be moved to different locations and during DWI checkpoints.

Discussion took place regarding the 311 app and the Meadow City Drug Task Force.

## **APPROVAL OF MINUTES**

Councilor Montoya had changes regarding the February 10, 2021 minutes, on page 10, correction on who made the first and second motions because they both had Councilor Montoya and page 16, on the resolution he requested to have paragraph 2 stricken. Councilor Montoya also had changes regarding the February 17, 2021 minutes, on page 9 on the last paragraph, approval of the parking on Douglas should include, Community Development Director Bill Hendrickson advised the ownership of the property would still be the City of Las Vegas and expenses would be paid by the contractor. Councilor Montoya also asked to include the adjournment time.

Councilor Romero asked if the minutes for February 10th should be tabled until the next council meeting.

Deputy Clerk Sena advised the changes would be corrected.

Discussion took place regarding follow up questions Councilor Montoya had from the February 17th meeting.



Councilor Montoya made a motion to approve the minutes for February 10th and 17th, 2021 with the changes mentioned. Councilor Ulibarri Jr., seconded the motion. All were in favor.

Deputy Clerk Sena advised the motion carried.

### **PRESENTATIONS**

Film and Events Coordinator Chuck Griego gave a presentation regarding options for the Fourth of July Fiestas.

Discussion took place regarding postponing the Fiestas possibly for October or keeping the schedule for July, the time it takes to get Fiestas up and going, how to control the 150 people to comply with the Governor's Health Order and alternative small concerts at different locations.

### **BUSINESS ITEMS**

1. Conduct a Public Hearing and adopt Ordinance No. 21-02, an ordinance granting to Public Service Company of New Mexico (PNM), a New Mexico Corporation, a franchise to furnish electricity within the City of Las Vegas, San Miguel County, New Mexico and granting to PNM, the right to use any public Highway, street, alley, road or other public place within the present or future municipal limits of the City of Las Vegas.

Councilor Rodriguez made a motion to enter into Public Hearing to discuss business item 1. Councilor Ulibarri Jr., seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	Yes	Elaine Rodriguez	Yes

Deputy Clerk Sena advised the motion carried.

City Attorney Aaron asked Deputy Clerk Sena to raise her right hand and be sworn in.

Deputy Clerk Sena asked for Council's consideration to adopt Ordinance 21-02 and advised publication requirements were met.

Councilor Rodriguez made a motion to exit Public Hearing and return to regular session. Councilor Ulibarri Jr., seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
Elaine Rodriguez	Yes	David A. Ulibarri Jr.	Yes

Deputy Clerk Sena advised the motion carried.

Councilor Montoya made a motion to approve the adoption of Ordinance 21-02. Councilor Rodriguez seconded the motion.

Ordinance 21-02 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	Elaine Rodriguez	Yes

Deputy Clerk Sena advised the motion carried.

2. Conduct a Public Hearing and Adopt Ordinance No. 21-03, an ordinance to grant the Mora-San Miguel Electric Cooperative, Inc., a New Mexico corporation ("Coop"), a franchise to furnish electricity within the City of Las Vegas ("City"), San Miguel County, New Mexico, and granting to Coop, the right to use any public highway, street, alley, road or other public place within the present or future municipal limits of the City.

Councilor Rodriguez made a motion to enter into Public Hearing to discuss business item 2. Councilor Montoya seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	Michael L. Montoya	Yes
David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes

Deputy Clerk Sena advised the motion carried.

Deputy Clerk Sena asked for Council's consideration to adopt Ordinance 21-03 and advised publication requirements were met.

Councilor Montoya made a motion to exit Public Hearing and return to regular session. Councilor Ulibarri Jr., seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David G. Romero	Yes
Michael L. Montoya	Yes	David A. Ulibarri Jr.	Yes

Deputy Clerk Sena advised the motion carried.

Councilor Montoya made a motion to approve the adoption of Ordinance 21-03. Councilor Rodriquez seconded the motion.

Ordinance 21-03 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	Elaine Rodriquez	Yes

Deputy Clerk Sena advised the motion carried.

3. Request approval of Resolution No. 21-04 applying for and assuring matching funds for the Cooperative Municipal Program Grant (COOP) in the amount of \$60,025.00.

Discussion took place regarding clarifying what miscellaneous paving was, the crack seal being done on 4th Street, 5th Street, 6th Street, National Avenue and Douglas Avenue and how those streets were selected.



Councilor Montoya made a motion to approve Resolution No. 21-04. Councilor Ulibarri Jr., seconded the motion.

Resolution 21-04 was presented as follows:

*CITY OF LAS VEGAS, NEW MEXICO  
Resolution No. 21-04*

*A RESOLUTION TO APPLY FOR AND ACCEPT THE GRANT OFFER FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) FOR COOPERATIVE AGREEMENT PROGRAM (COOP)*

*WHEREAS, the City of Las Vegas ("City") has applied to the New Mexico Department of Transportation ("NMDOT") for a Cooperative Agreement Program (COOP) grant for Surface Seal, Hot Poured Crack Sealing, Cold Milling (Asphalt), and Miscellaneous Paving for 4th Street, 5th Street, 6th Street, National Avenue, and Douglas Avenue; and*

*WHEREAS, the City expects the total amount to be \$240,100.00; and*

*WHEREAS, the City would have to contribute 25% (\$60,025.00) in order to receive the Grant of \$180,075.00 (75%) for the total amount of \$240,100.00, including New Mexico gross receipts tax; and*

*WHEREAS, improvements are needed for the safety of the residents and visitors of the City; and*

*NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body agrees to contribute 25% of the Grant amount in order to obtain the Grant, and agrees to use the Grant for road improvements on 4th Street, 5th Street, 6th Street, National Avenue, and Douglas Avenue.*

*APPROVED AND ADOPTED this \_\_\_\_\_ day of March, 2021.*

\_\_\_\_\_  
*Louie A. Trujillo, Mayor*

*ATTEST:*

*Reviewed and approved as to legal sufficiency only:*

\_\_\_\_\_  
*Casandra Fresquez, City Clerk*

\_\_\_\_\_  
*Scott Aaron, City Attorney*

Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David G. Romero	Yes
David A. Ulibarri Jr.	Yes	Michael L. Montoya	Yes

Deputy Clerk Sena advised the motion carried.

4. Award request for proposal #2021-14 for 2021, 2022 and 2023 Annual Audit Services for the City of Las Vegas and enter into a contract with Pattillo, Brown & Hill LLP.

Finance Director Jesus Baquera advised they would see a twenty four percent decrease in the price from last year.

Discussion took place regarding how many proposals were received, if references were contacted, who the current auditor was, if conflict of interest and disclosure statements could be done with the next auditor and the procedures and purpose of an audit.

Councilor Montoya made a motion to approve the request for proposal #2021-14 for 2021, 2022 and 2023 Annual Audit Services for the City of Las Vegas and enter into a contract with Pattillo, Brown & Hill LLP. Councilor Ulibarri Jr., seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David G. Romero	Yes
David A. Ulibarri Jr.	Yes	Michael L. Montoya	Yes

Deputy Clerk Sena advised the motion carried.

5. Award request for proposal #2021-13 for hazardous materials clean-up and removal to AGM Konstruction & Environmental Services.

Utilities Director Maria Gilvarry advised they had four bidders and AGM had the highest ranking and the contrat would be used by any department in the City.

Councilor Montoya asked if a City building had asbestos if they could utilize AGM and if the company could get rid of tanks at Solid Waste.

Utilities Director Gilvarry advised AGM would have to assess the tanks to see if they could be removed or they could use Safety Clean to remove the chemicals.

Councilor Rodriquez asked if there were any conflict of interest with AGM.

Utilities Director Gilvarry advised she was not aware of any conflicts with AGM and has used them in the past.

Councilor Montoya made a motion to approve request for proposal #2021-13 for hazardous materials clean-up and removal to AGM Konstruction & Environmental Services. Councilor Ulibarri Jr., seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	David A. Ulibarri Jr.	Yes
Elaine Rodriquez	Yes	Michael L. Montoya	Yes

Deputy Clerk Sena advised the motion carried.

#### 6. Presentation and Selection from four website redesigns.

Multimedia Production Coordinator Virginia Marrujo gave a presentation of four redesigns for the City website, and stated the current design wasn't user friendly and has limited abilities.

Councilor Montoya advised it was hard for him to pick a design at the moment and asked if there was a cost difference.

Multimedia Production Coordinator Marrujo advised there was no cost difference and would have access to adjust the size and layouts compared to the current design where there is no access.

Discussion took place regarding the design being community friendly, what department would oversee the website, and how it would be easier to edit since Multimedia Production Coordinator Marrujo would have the access.

Councilor Rodriguez asked if they could email suggestions because she wanted to look at the designs better instead of voting on one right away.

Discussion took place regarding what Revise and Wix are used for, who authorizes what is posted on the website, how to ensure things are posted in a timely manner and fixing outdated posts on the website.



Councilor Romero voiced concerns regarding access to City websites that have passwords and if there is more than one person who has access to those passwords.

Discussion took place regarding the grammar and misspelled words on notices that are posted on the website.

Councilor Montoya mentioned the upcoming meeting regarding the Open Meetings Act and asked who notifies her when there is an upcoming meeting to put on the website and if they are complying with the OMA criteria.

Discussion took place regarding the steps taken before Ms. Marrujo posts items on the website and to make sure that the right information is posted and to follow a checklist before a meeting is posted.

Councilor Rodriguez made a motion to table business item 6 for the March 17, 2021 Council meeting. Councilor Montoya seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	Michael L. Montoya	Yes
David A. Ulibarri Jr.	Yes	Elaine Rodriguez	Yes

Deputy Clerk Sena advised the motion carried.

### **EXECUTIVE SESSION**

Councilor Montoya made a motion to convene into executive session for the purpose of discussing personnel matters as permitted by Section 10-15-1 (H) (2) of the New Mexico Open Meetings Act, NMSA 1978 and also for matters subject to the attorney client privilege pertaining to threatened or pending litigations in which the City of Las Vegas is or may become a participant, as permitted by Section 10-15-1 (H) (7) of the New Mexico Open Meetings Act, NMSA 1978. Councilor Rodriguez seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	Yes	Elaine Rodriguez	Yes

Deputy Clerk Sena advised the motion carried.

Councilor Montoya made a motion to exit executive session and reconvene into regular session after being in executive session for the purpose of discussing personnel matters as permitted by Section 10-15-1 (H) (2) of the New Mexico Open Meetings Act, NMSA 1978 and also for matters subject to the attorney client privilege pertaining to threatened or pending litigations in which the City of Las Vegas is or may become a participant, as permitted by Section 10-15-1 (H) (7) of the New Mexico Open Meetings Act, NMSA 1978 and only those matters specified were discussed and no action was taken. Councilor Rodriguez seconded the motion. Mayor Pro Tem asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	Michael L. Montoya	Yes
David A. Ulibarri Jr.	Yes	Elaine Rodriguez	Yes

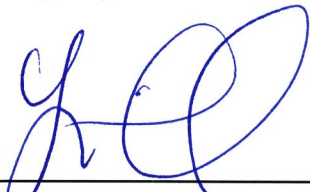
Deputy Clerk Sena advised the motion carried.

### **ADJOURN**

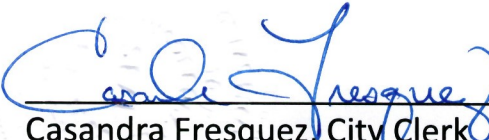
Councilor Montoya made a motion to adjourn. Councilor Ulibarri Jr., seconded the motion. All were in favor.

Deputy Clerk Sena advised the motion carried.

Meeting adjourned at 8:45 pm.

  
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Mayor Louie A. Trujillo

ATTEST:

  
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Casandra Fresquez, City Clerk